

## Message Text

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17

ACTION EB-07

INFO OCT-01 EUR-12 EA-06 ISO-00 L-03 CAB-02 CIAE-00

COME-00 DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 SS-15

SP-02 NSC-05 H-02 /062 W  
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R 150210Z JUL 75  
FM AMCONSUL HONG KONG  
TO SECSTATE WASHDC 5887  
INFO AMEMBASSY LONDON

LIMITED OFFICIAL USE HONG KONG 7961

E.O. 11652: NA  
TAGS: EAIR, HK, UK, US, VS  
SUBJECT: PAN AM CLAIM TO AIR VIETNAM 707

REF: A) STATE 120166, B) HONG KONG 5556

1. CLAIMS OF MOST CREDITORS AGAINST AIR VIETNAM (AVN) WERE  
SETTLED JULY 11 WHEN SUPREME COURT REGISTRAR USED LOCAL ASSETS  
OF AVN TO MAKE PAYMENTS. CLAIMS NOW TOTALLING ABOUT US 1.2  
MILLION DOLLARS BY PAN AM AGAINST AVN SHOULD BE CONSIDERED  
BY THE COURT BY JULY 16 OR 17.

2. PART OF PAN AM'S CLAIM CONCERNS BOEING 707 (REFTEL B)  
MILDEWING AT KAITAK AIRPORT. PAN AM IS CLAIMING OWNERSHIP  
OF THE PLANE FOR DEFUALT OF PAYMENTS UNDER TERMS OF THE SALE  
MORTGAGE. PRGRSV HAS NOT APPEARED IN COURT TO DISPUTE PAN  
AM'S CLAIM, NOR DOES IT SEEM LIKELY TO IN THE NEAR FUTURE.  
PAM IS THEREFORE, CANNOT UNDERSTAND WHY IT SHOULD NOT BE  
RECOGNIZED AS LEGAL OWNER BY COURT AND HKG. NEVERTHELESS  
PAN AM IS CONCERNED LEST COURT, AS A RESULT OF PLEA FROM CROWN  
COUNSEL, CONTINUE TO DEFER A DECISION INDEFINATELY UNTIL SUCH  
TIME AS VN AUTHORTIES MIGHT BE PREPARED TO ENTER A CLAIM.

3. INFORMAL DISCUSSION WITH HKG POLITICAL ADVISOR(DRACE-  
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FRANCIS) INDICATE THEY WOULD LIKE TO DISPOSE OF THE AIRPLANE

ISSUE AS RAPIDLY AS POSSIBLE ONE WAY OR ANOTHER. AT THE SAME TIME, IT WAS ADMITTED THAT IT IS POSSIBLE UK AUTHORITIES WHO DESIRE ESTABLISHING GOOD RELATIONS WITH THE PRG MIGHT TAKE THE MATTER OUT OF HKG'S HANDS.

4. IF, AS RESULT OF COURT ACTIONS, PLANE IS SOLD AT AUCTION TO SETTLE AVN DEBTS OR PAN AM IS AWARDED THE PLANE AND ALLOWED TO REMOVE OR OTHERWISE DISPOSE OF IT, PAN AM WILL BE SATISFIED.

5. IF COURT JUDGEMENT IS NOT FORTHCOMING IN A REASONABLE TIME AND IT APPEARS THAT POLITICAL PRESSURE IS LEADING TO AN INTERMINABLE DELAY OR AN UNSATISFACTORY JUDGEMENT, PAN AM WILL ASK FOR USG HELP IN COUNTERING SUCH PRESSURES.

6. ACTION REQUESTED: REQUEST GUIDENCE FOR POSSIBILITY OUTLINED

IN 5 ABOVE.

CROSS

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
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